ಮೈಸೂರು ವಿಧಾನಸಭೆ

# MYSORE LEGISLATIVE ASSEMBLY

*Thursday, 24th May 1973/Jaishta 3, 1895 S. E.*

The House met in the Assembly Chamber, Vidhana Soudha, at One of the Clock.

Madam SPEAKER (Smt. K. S. NAGARATHNAMMA) in the Chair.

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## STARRED QUESTIONS

(to which oral answers were given)

## TOWN AND CITY MUNICIPALITIES THAT ARE UNDER ADMINISTRATORS.

582. Shri K. PUTTASWAMY (Chamundeswari).—

Will the Minister for Municipal Administration be pleased to state :—

(*a*) the name of the Town and City Municipalities that are now under administrators by afflux of time of the normal period of 4 years;

(*b*) the name of Town and City Municipalities that are now under administrators even after completion of the extended period;

(*c*) the reasons for not holding elections in the case of Municipalities coming under clauses (a) and (b) above;

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(*d*) the reasons for not extending the normal term of 4 years of the towns and City Municipalities by one year as provided under the Act;

(*e*) whether the Government is aware of the judgement of the High Court to the effect that to continue the municipalities under administrators in this manner amounts to misuse of power ?

SRI B. BASAVALINGAPPA (Minister for Municipal Administration).—

(*a*) *Vide* statement 'A' appended.

(*b*) *Vide* statement 'B' appended

(*c*) Due to non-finalisation of territorial divisions, in time, on the basis of population of 1971 census.

(*d*) Government extends the term of the Municipalities wherever they deem fit to do so.

(*e*) Not aware of the judgement so far

STATEMENT 'A'

Statement showing the name of the Town and City Municipalities that are now under administrators by efflux of time of the normal period of 4 years.

| | | | | | |
|---|---|---|---|---|---|
| 1 | C.M.C. | Davangere | 10 | T.M.C | Tarikere |
| 2 | T.M.C. | Mercara | 11 | ,, | Sringeri |
| 3 | ,, | Somwarpet | 12 | ,, | Koppa |
| 4 | ,, | Kodlipet | 13 | ,, | Kadur |
| 5 | ,, | Shivarasanthe | 14 | ,, | Birur |
| 6 | ,, | Gonikoppal | 15 | ,, | Ajjampura |
| 7 | ,, | Suntikoppa | 16 | ,, | Chickmagalur |
| 8 | ,, | Hebbale | 17 | ,, | Mudigere |
| 9 | ,, | Pennampet | 18 | ,, | Shravanabelagola |

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19 T.M.C. Holenarasipura
20 ,, Channarayapatna
21 ,, Alur
22 ,, Sakleshpur
23 ,, Banavara
24 ,, Arkalgud
25 ,, Belur
26 ,, Gubbi
27 ,, Pavagada
28 ,, Tumkur
29 ,, Srirangapatna
30 ,, Nagamangala
31 ,, Belakavadi
32 ,, K. R. Pet
33 ,, Melkote
34 ,, Malavalli
35 ,, Maddur
36 ,, T. Narasipur
37 ,, C. R. Nagar
38 ,, Nanjangud
39 ,, H. D. Kote
40 ,, Hunsur
41 ,, Gundlupet
42 ,, Periyapatna
43 ,, Sargur
44 ,, Bannur
45 ,, Yelandur
46 ,, Sedam
47 ,, Gurmitkal
48 ,, Shorapur
49 ,, Shahapur
50 ,, Ghattapur
51 ,, Shahbad
52 ,, Yadgir
53 ,, Bidar
54 ,, Basavakalyan
55 ,, Bhalki
56 ,, Chitguppa
57 ,, Humnabad
58 ,, Raichur
59 ,, Lingsugur
60 ,, Sindhur
61 ,, Koppal
62 ,, Manvi
63 T.M.C. Mudgol
64 ,, Kushtagi
65 ,, Gangavathi
66 ,, Deodurg
67 C.M.C. Bellary
68 ,, Hospet
69 T.M.C. Channapatna
70 ,, Ramanagaram
71 ,, Hoskote
72 ,, Vijayapura
73 ,, Nelamangala
74 ,, Thyamagondlu
75 ,, Sarjapur
76 ,, Kolar
77 ,, Chintamani
78 ,, Mulbagal
79 ,, Gowribidanur
80 ,, Malur
81 ,, Srinivasapur
82 ,, Gudibanda
83 ,, Robertsonpet
84 ,, Bagepally
85 ,, Manchenahalli
86 ,, Sagar
87 ,, Harihar
88 ,, Chalkere
89 ,, Hosdurga
90 ,, Holalkere
91 ,, Hiriyur
92 ,, Jagalur
93 ,, Molakalmur
94 ,, Thuruvekere
95 ,, Nayakanahatti
96 ,, Mayakonda
97 ,, Kundgol
98 ,, Kabkavibanahatti
99 ,, Ilkal
100 ,, Bailhongal
101 C.M.C. Mysore
102 T.M.C. Ramdurga
103 ,, Gokak
104 ,, Honavar
105 ,, Kumta
106 ,, Laxmeshwar

(SRI B. BASAVALINGAPPA)

STATEMENT 'B'

Statement showing the names of Town and City Municipalities that are under Administrators even after completion of the extended period.

| | | |
|---|---|---|
| 1 | Town Municipal Council, | Mudigere |
| 2 | do | Pandavapura |
| 3 | do | K. R. Nagar |
| 4 | do | T. Narasipur |
| 5 | do | Periyapatna |
| 6 | do | Sargur |
| 7 | do | N. R. Pura |
| 8 | do | Mulbagal |
| 9 | do | Channapatna |
| 10 | do | Doddaballapur |
| 11 | do | Srinivasapura |
| 12 | do | Manchenahalli |
| 13 | do | Malur |
| 14 | do | Gowribidnur |
| 15 | do | Chalakere |

Sri K. PUTTASWAMY :— With reference to (c), may I ask the Government what was the special difficulty in not finalising the territorial divisions ?

‡Sri B. BASAVALINGAPPA :— The difficulties are obvious. Time and again I have stated on the floor of this House that the Divisional Commissioners could not finalise the territorial divisions on the basis of 1971 Census and beyond that there are no special reasons.

SRI K. PUTTASWAMY :—May I know from the Government whether it is not a fact that the population on the basis of 1971 Census were available to Government as early as April 1972 ?

SRI B. BASAVALINGAPPA :— All that is true; I have admitted on the floor of this House. The Divisional

Asterisks indicate that remarks or speeches have not been raised by the member Concerned.

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Commissioners and the Deputy Commissioners are finalising, they are taking action and they are sending recommendations to Government under Section 13 of the Municipalities Act.

SRI K. PUTTASWAMY :— May I know whether the time was insufficient for the Divisional Commissioners or Whether it was a negligence on the part of the Divisional Commissioners ?

SRI B. BASAVALINGAPPA :—I cannot answer the opinion of the hon. member, but the reasons are obvious. I have stated on the floor of the House.

Sri K. PUTTASWAMY.—I am not hazarding any opinion. I wanted to know the information the from the Government whether the time was insufficient for the Divisional Commissioners or whether the Divisional Commissioners have neglected to do their duty in time?

Sri B. BASAVALINGAPPA —The reasons are very obvious; they have not sent up the recommendations as I have already stated. I will ask them to send up the recommendations as soon as possible.

ಶ್ರೀ ಟಿ.ಎ ವ ಂಜುನಾಥ್ :- ಕೆಲವು ಪುರಸಭೆಗಳು ಈಗಾಗಲೇ ಚೆರಿಟೋರಿಯ ಲ್ ಡಿವಿಜನ್‌ಗಳನ್ನು ಮಾಡಿ ತಹಶೀಲ್ದಾರರು ಪುರಸಭೆಗಳ ಚುನಾವಣೆಯನ್ನು ನಡೆಸಬೇಕು ಎಂದು ಕಾರ್ಯಕ್ರಮದ ವೇಳಾಪಟ್ಟಿಯನ್ನು ಹಾಕಿರತಕ್ಕ ಸಂದರ್ಭದಲ್ಲಿ ಸರ್ಕಾರದವರು ಅದನ್ನು ತಡೆಹಿಡಿಯುವುದಕ್ಕೆ ಕಾರಣಗಳೇನು ? ನವಂಬರ್, ಡಿಸೆಂಬರ್ ತಿಂಗಳಲ್ಲಿ ಕೆಲವು ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಅವಧಿ ಮುಗಿದು ಹೋಗುತ್ತದೆ. ಅವುಗಳ ಒಗ್ಗೆಯೂ ಇದೇ ರೀತಿ ಥೋರಣ್‌ಗಳನ್ನು ತೆಗೆದುಕೊಳ್ಳುತ್ತೀರಾ ? ಅಥವಾ ಚುನಾವಣೆಯನ್ನು ಮಾಡತಕ್ಕ ಕರ್ತವ್ಯವನ್ನು ಮಾಡುತ್ತೀರಾ ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ :—ಇದು ಒಂದೆರಡು ಪುರಸಭೆಗಳಿಗೆ ಅನ್ವಯವಾಗಬಹುದು. ಗುಂಡ್ಲುಪೇಟೆ ಮತ್ತು ನಂಜನಗೂಡು ಪುರಸಭೆಗಳಲ್ಲಿ ಕಾನೂನು ಪ್ರಕಾರ ವೇಳಾಪಟ್ಟಿಯನ್ನು ಹಾಕಿಲ್ಲ. ಅಲ್ಲಿ ಎಲೆಕ್ಷನ್ ಮಾಡಿದರೂ ಕೂಡ ಡೂಢಾದರೂ ರಿಟ್‌ಹಾಕಿದರೆ ಅದನ್ನು ಕ್ಯಾನ್ಸಲ್ ಮಾಡತಕ್ಕ ಪರಿಸ್ಥಿತಿ ಒರುತ್ತದೆ.

ಶ್ರೀ ಎಚ್. ಎಸ್. ಸಿದ್ದಪ್ಪ —ಅರಸಿಕೆರೆ ತಾಲ್ಲೂಕು ಬಾಗಲೂರು ಮುನ್ಸಿಪಾಲಿಟಿಯಲ್ಲಿ ಟೆರಿಟೋರಿಯಲ್ ಡಿವಿಜನ್ನಾಗಿ ನಾಲ್ಕು ತಿಂಗಳು ಆಯಿತು. ಆದರೆ ಬಗ್ಗೆ ವರದಿ ಕೂಡ ಸರ್ಕಾರಕ್ಕೆ ಕಳುಹಿಸಿದ್ದಾರೆ. ಆದ್ದರಿಂದ ಅಲ್ಲಿ ತಕ್ಷಣ ಚುನಾವಣೆ ನಡೆಸುವುದಕ್ಕೆ ವ್ಯವಸ್ಥೆ ಮಾಡುತ್ತೀರಾ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ:—ಮೂನ್ಯ ಸದಸ್ಯರು ಆಗಿಂದಾಗ್ಗೆ ಚುನಾವಣೆ ಮಾಡಬೇಕೆಂದು ಹೇಳುತ್ತಿದ್ದಾರೆ. ನಾನು ಸ ಮೂರು ಒಂದು ತಿಂಗಳ ಹಿಂದೆ ಹೇಳಿಕೆ ಕೊಟ್ಟು 6 ತಿಂಗಳೊಳಗೆ ಚುನಾವಣೆ ಮಾಡುತೇನೆ ಎಂದು ಹೇಳಿದ್ದಾರೆ. 15 ನೇ ಆಗಸ್ಟ್ ನಂತರ ಕ್ಯಾಲೆಂಡರ್ ಆಫ್ ಇವೆಂಟ್ಸ್ ಹಳೆಯ ಮೈಸೂರಿನಲ್ಲಿ ಮಾಡಬೇಕೆಂದು ಆದೇಶ ಕೊಟ್ಟಿದ್ದೇನೆ.

SRI RAJA PID NAIK —Is it not a fact that the super-session of Shorapur Town Municipality has been set aside by the High Court? May I know the reason how the name has been included in the list?

SRI B. BASAVALINGAPPA.—This should be a printing mistake.

ಶ್ರೀ ಟಿ. ಎಂ. ಮಂಜುನಾಥ್:- ನೂರಾರು ಪುರಸಭೆಗಳ ಟೈಂ ಆದ ಮೇಲೂ ಸಹಿತ ತಾವು ಚುನಾವಣೆ ನಡೆಸದೆ ಇರುವುದಕ್ಕೆ ಮತ್ತು ಟೆರಿಟೋರಿಯಲ್ ಡಿವಿಜನ್ಸ್ ಮಾಡದೆ ಇರುವುದಕ್ಕೆ ಅಧಿಕಾರಿಗಳು ಕಾರಣರೇ ಅಥವಾ ಸರ್ಕಾರದ ಲೋಪದೋಷಗಳು ಕಾರಣವೇ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ.—ನಾನು ಮೊದಲೇ ಹೇಳಿದ್ದೇನೆ— ಆಗಸ್ಟ್ 15ರ ನಂತರ ಕ್ಯಾಲೆಂಡರ್ ಆಫ್ ಇವೆಂಟ್ಸ್ ಹಾಕಬೇಕೆಂದು ಆದೇಶ ಕೊಟ್ಟಿದ್ದೇವೆ.

SRI K. PUTTASWAMY.—May I know from the Government whether the extending of the term of the Municipalities depends on the discretion of the Government or on any principles? If there are any guiding principles, let us know what these guiding principles are.

SRI B. BASAVALINGAPPA.—By the efflux of time all these Municipalities have now come under the Administrators. To the question (e) whether the Government is aware of the judgement of the High Court to the effect that to continue the Municipalities under Administrators in this manner amounts to misuse of power, I have stated that Government is not aware of the judgements so far.

SRI K. PUTTASWAMY.—Government have been pleased to state that Government extends the term of the Municipalities wherever they deem fit to do so. My question is whether this extension depends entirely on their discretion or whether there are any guiding principles. If so, what are the principels ?

SRI B. BASAVALINGAPPA.—The principles have been enunciated by me when the hon. Member put a question. When we have not finalised the formalities, how can we hold the elections ?

SRI K. PUTTASWAMY.—I am only raising a supplementary issue. With reference to answer to my question (d), Government have stated that Government extends the term of the Municipalities wherever they deem fit to do so. My question is : What are the circumstances under which they deem fit to do so ? It is only discretion or whether there are any principles ? If there are any principles, let us know.

SRI B. BASAVALINGAPPA.—It is not a question of discretion. It is a question of understanding of the circumstances. Wherever and whenever Government thinks in certain municipalities the terms should be extended, we extend, for so many reasons.

SRI B. B. SAYANAK.—In almost all the Municipalities, you have appointed the Administrators but not in Belgaum Municipality. Why is this discrimination ? You have given six months' extension to Belgaum Municipality instead of appointing an Administrator as in other Municipalities.

SRI B. BASAVALINGAPPA.- I have said very affirmatively that Government will take circumstances of each Municipality and try to extend the term or not extend the term, as the case may be. Now, taking all the circumstances appearing in Belgaum Municipality, we have decided to extend the term.

SRI M. S. KRISHNAN.—In view of your answer to (d) I charge the Government of acting in a dictatorial manner and of giving a go-by to all democratic principles in respect of the functioning of the local bodies and Municipalities.

SRI B. BASAVALINGAPPA.— Should I answer that. Madam Speaker ?

MADAM SPEAKER.—No, I don't think so.

SRI DODDA THIMMAIAH.—Before the supersession of local bodies, some report has to be sent by the officers concerned, to the Government. Is the report sent at the initiative of the Government or at the initiative of the officer himself ?

SRI B. BASAVALINGAPPA.—Extending the term and taking control of the Municipalities by the Administrators it entirely different from supersession. Supersession is not there in this question.

## LOANS SANCTIONED BY CHITRADURGA DISTRICT INDUSTRIAL CO-OPERATIVE BANK LTD., DAVANGERE

627. SRI V. MASIYAPPA (Challakere).—

Will the Minister for Co-operation be pleased to state :—

(*a*) the number of industrial loans sanctioned by the District Industrial Co-operative Bank Ltd, Chitradurga District, Davangere from its inception - the names of the loans -- the amount of loan sanctioned to each loanee and the amount drawn by the loanee—the date of sanction—the purpose of the loan ;